

1
2
3
4
5
6
7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 In re AIR CRASH DISASTER NEAR
11 PALEMBANG, INDONESIA ON DECEMBER
12 19, 1997

MDL Docket No. 1276

Master File No. C99-0589C

ORDER APPROVING JOINT MOTION
TO APPROVE SETTLEMENT

Hearing Date: Sept. 13, 2005

This Document Relates to: ALL CASES

Upon review of the Joint Motion to Approve Settlement (Dkt. No. 570), and the supporting documents which were filed under seal, which were submitted in relation to the settlement of the actions arising out of the December 19, 1997, crash of Silk Air MI 185, and after conducting a hearing on the matter, for good cause shown, the motion is hereby GRANTED, and the settlements in *Dreesbach v. The Boeing Company, et al.*, case number C00-2130C, *Brouwers et al. v. The Boeing Company, et al.*, case number C00-21110L, and *Dalrymple et al. v. The Boeing Company, et al.*, case number 99-CV-00252 are hereby APPROVED.

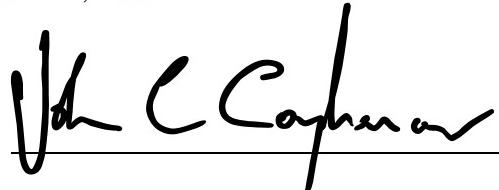
After a thorough independent review of the alleged damages, claims and defenses and all of the documents submitted in support of the Joint Motion and in reliance upon the considerable amount of

ORDER - 1

1 investigation and review performed by the Honorable Dickran Tevrizian, including the findings contained
2 in the Report and Recommendation of the Court-Appointed Mediator Re: Approval of Settlement,
3 attached hereto, the Court finds that the settlements, allocations, fees, costs and expenses are fair, just
4 and reasonable. The Court finds that Parker Hannifin has paid and the Federal plaintiffs have received
5 adequate consideration for the release of all claims in the Federal Cases and that the settlement is final
6 and binding on all parties. The Court also hereby approves the Qualified Settlement Fund described in
7 Section V, Paragraph J of the Parker Hannifin Confidential Settlement Agreement and established and
8 operated pursuant to the Depository Trust Agreement, dated as of June 27, 2005.

9 IT IS FURTHER ORDERED, based upon agreement of the parties, that the Honorable Dickran
10 Tevrizian, United States District Court Judge for the Central District of California, or such other Judge in
11 the Central District who is appointed by the Presiding Judge of the Central District, in the event that
12 Judge Tevrizian no longer is on the bench, shall have continuing jurisdiction over any dispute,
13 controversy or cause of action arising out of the settlement, including the terms of the settlement
14 agreement and releases and the allocation or distribution of the settlement funds among the plaintiffs and
15 claimants, except as it may relate to this Court's review and order approving the settlement

16 SO ORDERED this 13th day of September, 2005.
17



18
19 UNITED STATES DISTRICT JUDGE
20
21
22
23
24
25